IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appeal to the Board of Patent Appeal and Interferences

Inventor(s): PERHOLTZ, Ronald J. et al. Group Art Unit: 2145

Appl. Serial No.: 10/032,325 **Examiner:** SWEARINGEN, Jeffrey R.

Confirmation No.: 6319

Attorney Docket
2:

No.: 2540-0550

Filing Date: 03/04/2002 **Date:** September 10, 2009

Title: SYSTEM AND METHOD FOR REMOTE MONITORING

AND OPERATION OF PERSONAL COMPUTERS

Hon. Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

1	NOTICE OF APPEAL: Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated September 12, 2008 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.			
2	BRIEF on appeal in this application attached in <u>triplicate</u> (extendable up to 5 months).			
3	An <u>ORAL HEARING</u> is respectfully requested under Rule 194 (due two months after Examiner's Answer – <u>unextendable</u>).			
4	Reply Brief is attached in <u>triplicate</u> (due two months after Examiner's Answer – <u>unextendable</u>).			
5	"Small entity" statement filed: herewith previously.			
6	Fee <u>NOT</u> required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did <u>not</u> render a decision on the merits (35 USC 134).			

7. FEE CALCULATION

If box 1 above is X'd	\$540/\$270	\$	
If box 2 above is X'd	\$540/\$270	\$	
If box 3 above is X'd	\$1080/\$540	\$	
8. Original Due Date:			
9. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached.	(5 mo)	\$2350	\$2350
10. Enter any previous extension fee <u>paid</u>			
11. TOTAL FEE TO BE CHARGED TO OUR DEPOSIT ACCOUNT:			

[Continued on next page]

In re Patent Application No. 10/032,325

Confirmation No.: 6319

U.S. Application of: Ronald J. Perholtz

CHARGE STATEMENT: Deposit Account No. 501860, order no. 2540-0550.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/ Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT <u>does not authorize</u> charge of the <u>issue fee</u> until/unless an issue fee transmittal sheet is filed.

CUSTOMER NUMBER

42624

Respectfully submitted,

By: /Michael R. Casey /

Michael R. Casey, Ph.D., Reg. No.: 40,294

DAVIDSON BERQUIST JACKSON & GOWDEY LLP 4300 Wilson Blvd., 7th Floor, Arlington, Virginia 22203 Main: (703) 894-6400 • FAX: (703) 894-6430